



Attorney's Docket No.: 42390P4817

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Phillip E. Mattison

Application No.: 09/141,210

Filed: August 27, 1998

For: **IMPROVING THE PORTABILITY OF
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Examiner: Yosef Kassa

Art Group: 2621

Box Fee Amendment
Assistant Commissioner for Patents
Washington, D.C. 20231

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RESPONSE TO OFFICE ACTION

In response to the Office Action dated May 24, 2002, Applicant respectfully requests reconsideration in light of the remarks that follow.

REMARKS

In this response, Applicant does not amend or cancel any claims. Applicant does not add any claims. In a telephone conversation on October 8, 2002, the Examiner confirmed that Claim 17 is still pending despite the request to have Claim 17 cancelled on November 9, 2001. Accordingly, Claims 1-21 are pending.

I. Claims Rejected Under 35 U.S.C. § 102(e)

The Examiner rejects Claims 1-14, 16 and 19-21 under 35 U.S.C. 102(e) as being anticipated by U.S. Patent No. 6,260,021 to Wong, et al. ("Wong"). Applicant respectfully traverses this rejection.

The Examiner cites Wong in an attempt to anticipate Claims 1-14, 16 and 19-21. However, pursuant to MPEP 715, Applicant submits herewith a Declaration pursuant to 37 C.F.R. § 1.131 to